

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office

May 30, 1997

LB 151, 590A

SENATOR COORDSEN: Senator Bruning.

SENATOR BRUNING: Mr. President, I move LB 590A to E & R for engrossing.

SENATOR COORDSEN: Motion is to advance LB 590A to E & R for engrossing. All in favor please say aye. All opposed nay. The bill is advanced. Next item, Mr. Clerk.

CLERK: Mr. President, I believe (LB) 151 is next. Senator Bruning, Enrollment and Review amendments, Senator.

SENATOR COORDSEN: Senator Bruning.

SENATOR BRUNING: Mr. President, I move to adopt the E & R amendments.

SENATOR COORDSEN: Motion is to adopt the E & R amendments. All in favor please say aye. Opposed nay. They are adopted.

CLERK: Senator Landis, I have AM2384 with a note that you want to withdraw that amendment, Senator. Mr. President, Senator Landis would move to amend with AM2485. (See page 2433 of the Legislative Journal.)

SENATOR COORDSEN: Senator Landis, to open on your amendment.

SENATOR LANDIS: Thank you, Senator Coordsen. Four small tweakings of the arbitration bill. One, the addition of a severability clause; two, there's a listing in the bill of preexisting arbitration practices authorized by statutes, and we missed one from the list, that's the one that's authorized in 44-4824, which has to do with the liquidation of an insurance company. Three, we had an attorney point out that it would be better to have the complaints made about a nonneutral arbitrator made by the commencement of an action rather than the conclusion, so that they would stop the strategic use of that information and playing it out by letting the arbitration go forward, when in fact it shouldn't have begun, given the status of the arbitrator. Lastly, we insert in the situation in which the neutral arbitrator should not be an employee or an